

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

DOCKET 064743.000003

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SWIMMING POOL WATER LEVEL CONTROLLER

We hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

NUMBER	DATE FILED
_____	_____

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)

NUMBER	COUNTRY	DATE FILED	PRIORITY CLAIMED
_____	_____	_____	___ YES ___ NO

We hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 37, Code of Federal Regulations, Sec. 1.56(a), which occurred between

the filing date of the prior application and the national or PCT international filing date of this application:

U.S. Parent Application No: _____

Filing Date: _____

PCT Parent Application No: _____

Filing Date: _____

The undersigned, being the inventors named in the above-identified patent application, hereby appoint:

James E. Bradley, Reg. No. 27,536;

Albert B. Kimball, Jr., Reg. No. 25,689;

Ben Tobor, Reg. No. 27,760;

Kent A. Rowald, Reg. No. 34,005;

Jiewen C. Davis, Reg. No. 46,393;

Shawn Hunter, Reg. No. 36,168;

Constance G. Rhebergen, Reg. No. 41,267;

Mark Tidwell, Reg. No. 37,456;

Kimberly L. Brown, Reg. No. 48,698

jointly and severally, as their attorney or agent, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, and to transact all business in the U.S. Patent and Trademark Office in connection therewith and to receive the Letters Patent. All previous powers, if any, are hereby revoked.

Please direct all correspondence to:

James E. Bradley

BRACEWELL & PATTERSON, LLP

P.O. Box 61389

Houston, Texas 77208-1389

(713) 221-3301

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the publication or any patent issued thereon.

FIRST INVENTOR'S NAME: J. Clifton Gibson

SIGNATURE: 

DATE: 5/17/03

RESIDENCE: 6909 Quail Meadows Drive, Watauga, Texas 76148

COUNTRY OF CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: SAME

BEST AVAILABLE COPY

SECOND INVENTOR'S NAME: J. James Seivert

SIGNATURE: 

DATE: 5/17/02

RESIDENCE: 6225 Lake Hubbard Parkway, Garland, Texas 75043

COUNTRY OF CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: SAME

Form PTO-1595

RECORDATION FORM COVER SHEET

U.S. Department of

Commerce

PATENTS ONLY

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

J. Clifton Gibson

J. James Seivert

2. Name and address of receiving party(ies):

Name: Sons Design & Manufacturing, Inc.

Internal Address: _____

Additional name(s) of conveying parties attached? Yes X No

3. Nature of conveyance:

☒ Assignment☐ Security Agreement☐ Other _____☐ Merger☐ Change of NameAddress: P.O. Box 29175City: Dallas State: TEXAS ZIP: 75229Execution Date: May 17, 2002Additional name(s) & address(es) attached? Yes X No

4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: May 17, 2002

A. Patent Application No.(s) Attorney Docket No.
064743.000003

B. Patent No.(s)

Additional numbers attached: Yes X No

5. Name and address of party to whom correspondence

concerning document should be mailed:

Name: James E. BradleyInternal Address: Bracewell & Patterson, LLPStreet Address: 711 Louisiana, Suite 2900City: Houston State: Texas ZIP: 770026. Total number of applications and patents involved 17. Total fee (37 CFR 1.21(h)) \$40.00☒ Enclosed☒ Any additional charges to deposit account8. Deposit account number: Bracewell & Patterson
50-0259

(attach duplicate copy of this page if paying by deposit account)
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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

James E. Bradley
Name of Person Signing

Signature

James E. Bradley

Date

for Bracewell & Patterson, LLP Total number of pages including cover sheet, attachments and document. 3

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Washington, D.C. 20231

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PATENT APPLICATION ASSIGNMENT

Docket No.064743.000003

WHEREAS, WE, **J. Clifton Gibson**, a citizen of the United States, residing at 6909 Quail Meadows Drive, Watauga, Texas 76148, and **J. James Seivert**, a citizen of the United States, residing at 6235 Lake Hubbard Parkway, Garland, Texas 75043, have invented new and useful improvements in

SWIMMING POOL WATER LEVEL CONTROLLER

for which application is being made for Letters Patent, said application being executed by us on the date of 5/17, 2002, and 5/17, 2002, respectively, and further being identified by Attorney's Docket 064743.000003.

WHEREAS, **SONS DESIGN & MANUFACTURING, INC.**, a corporation of the State of Texas, having a correspondence address of P.O. Box 29175, Dallas, Texas 75229, is desirous of acquiring our entire right, title and interest in said application and our Letters Patent which may issue thereon.

NOW THEREFORE, be it known by all whom it may concern that for and in consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we hereby assign to said corporation, both in and for the territory of the United States of America and the entire world, all our title and interest in and to said invention, patent application and any patent which may issue thereon, including all divisions, continuations, reissues, continuations-in-part and substitutions thereof, plus all priority rights for patent applications foreign to the United States of America.

We further hereby assign and transfer to said corporation whatever cause of action we may have for past or present infringement of said invention, together with the right to bring suit for any such infringement and to seek and receive damages and other relief arising from any such infringement.

We HEREBY covenant and agree that we will at any time, upon the request and at the expense of said corporation, execute and deliver any and all papers and do all lawful acts that may be necessary or desirable to perfect the title and said invention, applications and patents, and we authorize the Commissioner of Patents and Trademarks to issue Letters Patent to said corporation.

IN TESTIMONY WHEREOF, I execute this Assignment on the 17th day of May, 2002.

J. Clifton Gibson
J. Clifton Gibson

STATE OF TEXAS

COUNTY OF Dallas

Before me personally appeared the above-identified individual and acknowledged the foregoing assignment to be his voluntary act and deed on the 17th day of May, 2002.

Donna Lee McCartney
Notary Public in and for
State of Texas
My Commission Expires: 11-17-04

IN TESTIMONY WHEREOF, I execute this Assignment on the 17th day of May, 2002.

J. James Seivert
J. James Seivert

STATE OF TEXAS

COUNTY OF Dallas

Before me personally appeared the above-identified individual and acknowledged the foregoing assignment to be his voluntary act and deed on the 17th day of May, 2002.

Donna Lee McCartney
Notary Public in and for
State of Texas
My Commission Expires: 11-17-04